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M.L.

PATENT
Attorney Docket No. SALK1650-2

☐ NEW PATENT APPLICATION
☐ CONTINUATION-IN-PART
☒ DIVISIONAL

ASSISTANT COMMISSIONER
FOR PATENTS
Box Patent Application
Washington, D.C. 20231

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jc712 U.S. PTO
09/515276
02/29/00

Sir:

Transmitted herewith for filing is the divisional patent application of:

Inventors: **Marc R. Montminy**

For: **METHODS FOR TREATING DIABETES MELLITUS**

This is a request for filing a ☐ continuation ☒ divisional application under 37 C.F.R. 1.53(b), of Application No. 08/961,739 filed October 31, 1997, now pending, which is a continuation-in-part of Application No. 08/194,468, filed February 10, 1994, issued on May 12, 1998, as U.S. Patent No. 5,750,336.

FULL NAME OF FIRST INVENTOR	LAST NAME: Montminy	FIRST NAME: Marc	MIDDLE NAME: R.
CITIZENSHIP	STATE OR FOREIGN COUNTRY: United States		
POST OFFICE ADDRESS	POST OFFICE ADDRESS: 1002 Quail Garden Court	CITY AND STATE: Encinitas, California	ZIP CODE: 92024

The issue fee has been paid in the above-identified application, however, it is not yet issued.

- ☒ Cancel in this application original claims ~~8-11~~ and ~~13-16~~, of the prior application before calculating the filing fee. (At least one original independent claim must be retained for filing purposes.)
- ☒ A preliminary amendment is enclosed.

In re Application of:

Marc R. Montminy

Application No.: Unassigned

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The filing fee has been calculated as shown below:

For	Number Filed		Number Extra		Rate			Fee	
					Small Entity	Other Entity		Small Entity	Other Entity
Total Claims	9 -20	=	0	X	\$9	\$18	=	\$.00	\$.00
Independent Claims	3 - 3	=	0	X	\$39	\$78	=	\$.00	\$.00
Multiple Dependent Claims Presented: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No					\$130	\$260		\$.00	\$.00
BASIC FEE					\$690	\$760		\$690.00	\$
TOTAL FEE								\$690.00	\$

3. ☒ The Assistant Commissioner is hereby authorized to charge a total payment of \$690.00 for the filing fee, and any other fees associated with this communication or credit any overpayment to Deposit Account No. 07-1895. A duplicate copy of this Transmittal Sheet is enclosed.

☒ Any additional filing fees required under 37 C.F.R. 1.16.

☒ Any patent application processing fees under 37 C.F.R. 1.17.

4. ☒ Amend the specification by inserting before the first paragraph on page 1:

This application is a ☐ continuation ☒ divisional of Application No. 08/961,739 filed October 31, 1997, now pending, which is a continuation-in-part of Application No. 08/194,468, filed February 10, 1994, issued on May 12, 1998, as U.S. Patent No. 5,750,336, the entire contents of which are hereby incorporated by reference herein.

5. ☒ A verified statement claiming small entity status was filed in parent application No. 08/194,468, filed February 10, 1994, and such status is still proper.
6. ☒ The prior application is assigned of record to The Salk Institute for Biological Studies.
7. ☒ The power of attorney in the prior application is to Stephen E. Reiter, Registration No. 31,192.

In re Application of:

Marc R. Montminy

Application No.: Unassigned

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8. X Please transfer the drawings from the prior application to the new application.
9. X Information Disclosure Statements filed in the prior application under 37 C.F.R. 1.97 are hereby made of record (copies of 1449's and 892's are enclosed herewith for the Examiner's convenience).
10. X Please transfer the computer readable form (CRF) copy of the Sequence Listing from the prior application, which CRF copy was filed with a Communication mailed October 5, 1999, to this new application.
11. X Please transfer the Statement under 37 C.F.R. § 1.821(f) and (g) from the prior application, which Statement was filed with a Communication mailed October 5, 1999, to this new application.
12. X A true copy of the prior application as filed is enclosed, including the Declaration and Power of Attorney filed in parent application, U.S. Serial No. 08/194,468, filed February 10, 1994.

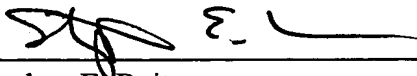
Address all future communications to:

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The undersigned states that the enclosed application papers comprise a copy of the prior application as filed.

Respectfully submitted,

Date: February 29, 2000



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